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8 *Attorney for Plaintiff*  
9 MYOUNG HO LEE  
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11

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14  
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16 MYOUNG HO LEE, Plaintiff,  
17 vs.  
18 TATOUMIK LIMITED, d/b/a  
19 “Mary Katrantzou,” Defendant.  
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22 CASE NO. 4-15-cv-04819  
23 PROOF OF SERVICE  
24  
25

26 Served on: TATOUMIK LIMITED, d/b/a  
27 “Mary Katrantzou”  
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19 Plaintiff Myoung Ho Lee (“Lee”), hereby, by counsel, submits as  
20 follows:

21 Pursuant to Federal Rule of Civil Procedure 4(f)(1) the summons in  
22 the said action and all other documents specified in “Order Setting Initial Case  
23 Management Conference and Deadlines” dated October 20, 2015, were served on  
24 TATOUMIK LIMITED, d/b/a “Mary Katrantzou” (“Defendant”) in accordance  
25 with the requirements of “Convention of 15 November 1965 on the Service  
26 Abroad of Judicial and Extrajudicial Documents in Civil or Commercial Matters.”

27 Pursuant to Federal Rule of Civil Procedure 4(l)(2)(A) the Certificate  
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1 of Service is attached.

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4 Dated: April 12, 2016  
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Respectfully submitted,  
COMAR LAW

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By /s/ Inder Comar  
D. Inder Comar  
Attorney for Plaintiff  
MYOUNG HO LEE

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## ATTACHMENT

SFP: 2016-971  
Ref:

CERTIFICATE - ATTESTATION

The undersigned authority has the honour to certify, in conformity with article 6 of the Convention  
L'autorite soussignee a l'honneur d'attester conformement a l'article 6 de ladite Convention.

1) that the document has been served the (date) 26 February 2016  
que le demande a ete executee le (date)

-at (place, street, number) TATOUMIK LTD  
-a (localite, rue, numero) Unit 6b, Canonbury Business Center, 190a New North Road,  
London,  
N1 7BJ

- in one of the following methods authorised by article 5:

-dans une des formes suivantes prevues a l'article 5:

a) in accordance with the provisions of sub-paragraph (a) of the first paragraph of article 5 of the convention

selon les formes legales (article 5, alinea premier, lettre a)

b) in accordance with the following particular method  
selon la forme particuliere suivante **Documents were served by leaving at  
reception on the company's registered  
address given.**

c) by delivery to the addressee, who accepted it voluntarily  
par remise simple

The documents referred to in the request have been delivered to:

Les documents mentionnes dans la demande ont ete remis a:

- (identity and description of person)  
- (identite et qualite de la personne)

- relationship to the addressee (family, business or other)  
- liens de parente de subordination ou autres avec

le destinataire de l'acts

2) that the document has not been served, by reason of the following facts:  
que la demande n'a pas ete executee, en raison des faits suivants:

in conformity with the second paragraph of article 12 of the Convention, the applicant is requested to pay the expenses details in the attached statement.

Conformement a l'article 12, alinea 2 de ladite Convention, le requérant est prie de payer ou de rembourser les frais dont le detail figure au memoire ci-joint

Annexes

Documents returned

Pieces renvoyees

Done at London  
fait a

in appropriate cases, documents  
establishing the service:  
le cas échéant, les documents  
justificatifs de l'exécution:

the 21 March, 2016  
le

Signature and/or stamp:  
Signature et/ou cachet:



**SUMMARY OF THE DOCUMENT TO BE SERVED**

Convention on the Service Abroad of Judicial and Extrajudicial Documents in Civil or Commercial Matters,  
signed at The Hague, the 15th of November 1965

*SFP - 2016. 971*

(Article 5, fourth paragraph)

**ZURUCKSENDEN - TO RETURN**

à retourner - to return

**Identité et adresse du destinataire / Identity and address of the addressee / -----:**

TATOUMIK LIMITED, d/b/a "Mary  
Katrantzou"

Unit 6b, 190A New North Rd, London  
N1 7BJ, United Kingdom  
Telephone: 44 20 7704 8809

**IMPORTANT**

LE DOCUMENT CI-JOINT EST DE NATURE JURIDIQUE ET PEUT AFFECTER VOS DROITS ET OBLIGATIONS. LES «ELEMENTS ESSENTIELS DE L'ACTE» VOUS DONNENT QUELQUES INFORMATIONS SUR SA NATURE ET SON OBJET. IL EST TOUTEFOIS INDISPENSABLE DE LIRE ATTENTIVEMENT LE TEXTE MEME DU DOCUMENT. IL PEUT ETRE NECESSAIRE DE DEMANDER UN AVIS JURIDIQUE.

SI VOS RESSOURCES SONT INSUFFISANTES, RENSEIGNEZ-VOUS SUR LA POSSIBILITE D'OBtenir L'ASSISTANCE JUDICIAIRE ET LA CONSULTATION JURIDIQUE SOIT DANS VOTRE PAYS SOIT DANS LE PAYS D'ORIGINE DU DOCUMENT.

LES DEMANDES DE RENSEIGNEMENTS SUR LES POSSIBILITES D'OBtenir L'ASSISTANCE JUDICIAIRE OU LA CONSULTATION JURIDIQUE DANS LE PAYS D'ORIGINE PEUVENT ETRE ADRESSEES A:

**IMPORTANT**

THE ENCLOSED DOCUMENT IS OF A LEGAL NATURE AND MAY AFFECT YOUR RIGHTS AND OBLIGATIONS. THE 'SUMMARY OF THE DOCUMENT TO BE SERVED' WILL GIVE YOU SOME INFORMATION ABOUT ITS NATURE AND PURPOSE. YOU SHOULD HOWEVER READ THE DOCUMENT ITSELF CAREFULLY. IT MAY BE NECESSARY TO SEEK LEGAL ADVICE.

IF YOUR FINANCIAL RESOURCES ARE INSUFFICIENT YOU SHOULD SEEK INFORMATION ON THE POSSIBILITY OF OBTAINING LEGAL AID OR ADVICE EITHER IN THE COUNTRY WHERE YOU LIVE OR IN THE COUNTRY WHERE THE DOCUMENT WAS ISSUED.

ENQUIRIES ABOUT THE AVAILABILITY OF LEGAL AID OR ADVICE IN THE COUNTRY WHERE THE DOCUMENT WAS ISSUED MAY BE DIRECTED TO:

Il est recommandé que les mentions imprimées dans cette note soient rédigées en langue française et en langue anglaise et le cas échéant, en outre, dans la langue ou l'une des langues officielles de l'Etat d'origine de l'acte. Les blancs pourraient être remplis soit dans la langue de l'Etat où le document doit être adressé, soit en langue française, soit en langue anglaise.

*It is recommended that the standard terms in the notice be written in English and French and where appropriate also in the official language, or one of the official languages of the State in which the document originated. The blanks could be completed either in the language of the State to which the documents is to be sent, or in English or French.*

Name and address of the requesting authority:

Pursuant to Federal Rules of Civil Procedure for the United States District Courts, Rule 4(c)(2), the requesting authority is the attorney for Plaintiff: D. INDER COMAR (SBN 243732)  
Address: 995 Market Street, 2nd Floor, San Francisco, CA 94103, United States

Particulars of the parties: \*

Plaintiff: Myoung Ho Lee. Address: 9-911, 16-4, Jahamun-ro 36 gil, Jongno-gu, Seoul, 03046, Republic of Korea. Attorney for Plaintiff: D. INDER COMAR. Addr.: 995 Market Street, 2nd Floor, San Francisco, CA 94103, United States. Defendant: TATOUMIK LIMITED, d/b/a "Mary Katrantzou." Address: Unit 6b, 190A New North Rd, London N1 7BJ, United Kingdom Telephone: 44 20 7704 8809

JUDICIAL DOCUMENT \*\*

Nature and purpose of the document:

See Attachment 2.

Nature and purpose of the proceeding and, where appropriate, the amount in dispute:

Civil action for copyright infringement under the copyright laws of the United States (Title 17 of the U.S. Code) and unfair competition under the laws of the United States (Title 15 of the U.S. Code).

Date and place for entering appearance: \*\*

01/19/2016, at R. Dellums Federal Building 1301 Clay St. Oakland, CA 94612

Court which has given judgment: \*\*

Date of judgment: \*\*

Time limits stated in the document: \*\*

EXTRAJUDICIAL DOCUMENT \*\*

Nature and purpose of the document:

Time limits stated in the document: \*\*

**ATTACHMENT 1 TO THE REQUEST FOR SERVICE ABROAD OF JUDICIAL OR  
EXTRAJUDICIAL DOCUMENTS**

List of documents:

1. Civil Complaint initiating a civil action No. 15-cv-04819-KAW
2. Summons in the above civil action
3. Order setting initial case management conference and ADR deadlines
4. Standing Order for all judges of the northern district of California
5. Magistrate Judge Westmore's General standing order
6. Magistrate Judge Westmore's Settlement Conference standing order
7. Magistrate Judge Westmore's procedures for telephonic appearances
8. Magistrate Judge Westmore's trial exhibit tag sample
9. Notice of Assignment of Case to a United States Magistrate Judge for Trial
10. Form allowing a party to consent to assignment of the case to a Magistrate Judge
11. Case Management Statement and Proposed order
12. "Consenting To A Magistrate Judge's Jurisdiction In The Northern District Of California" brochure.

ATTACHMENT 2 TO THE REQUEST FOR SERVICE ABROAD OF JUDICIAL OR EXTRAJUDICIAL DOCUMENTS

Nature and Purpose of the documents:

1. Civil Complaint initiating a civil action No. 15-cv-04819-KAW in the United States district court notifying the defendant of the nature of the claim and plaintiff's demand for relief.
2. Summons in the above civil action notifying the defendant of its obligation to respond to the complaint within 21 days of service.
3. Order setting initial case management conference and ADR deadlines
4. Standing Order for all judges of the northern district of California
5. Magistrate Judge Westmore's General standing order
6. Magistrate Judge Westmore's Settlement Conference standing order
7. Magistrate Judge Westmore's procedures for telephonic appearances
8. Magistrate Judge Westmore's trial exhibit tag sample
9. Notice of Assignment of Case to a United States Magistrate Judge for Trial
10. Form allowing a party to consent to assignment of the case to a Magistrate Judge
11. Case Management Statement and Proposed order
12. "Consenting To A Magistrate Judge's Jurisdiction In The Northern District Of California" brochure.



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6 Telephone: +1.415.640.5856  
7 Facsimile: +1.415.513.0445

5 Attorney for Plaintiff  
MYOUNG HO LEE

11 MYOUNG HO LEE.

**Plaintiff,**

13 || vs.

14 TATOUMIK LIMITED, d/b/a  
15 "Mary Katrantzou,"

Defendant.

**CASE NO.**

**COMPLAINT FOR COPYRIGHT  
INFRINGEMENT AND FEDERAL  
UNFAIR COMPETITION UNDER  
THE LANHAM ACT**

**DEMAND FOR JURY TRIAL**

Case 4:15-cv-04819-KAW Document 1 Filed 10/19/15 Page 2 of 10

1 Plaintiff Myoung Ho Lee (“Lee”), by counsel, complains of  
 2 TATOUMIK LIMITED, d/b/a “Mary Katrantzou” (“Defendant”) as follows:

3 **NATURE OF THIS ACTION**

4 1. This is a suit for copyright infringement under the copyright  
 5 laws of the United States (Title 17 of the United States Code) and unfair  
 6 competition under the laws of the United States (Title 15 of the United States  
 7 Code).

8 **PARTIES AND PATENTS**

9 2. Plaintiff Myoung Ho Lee is a world famous Korean  
 10 photographer who is known for his photography regarding landscapes and trees in  
 11 South Korea.

12 3. Lee and his photographs – including the photograph at issue  
 13 here – were profiled in the New York Times on May 3, 2013. *See*  
 14 [http://www.nytimes.com/interactive/2013/05/12/t-  
 15 magazine/12document.html?\\_r=0](http://www.nytimes.com/interactive/2013/05/12/t-magazine/12document.html?_r=0). Lee has a United States copyright for the image  
 16 “Tree... #3” with U.S. Copyright Registration No. VA0001968065.



25 *Tree... #3*

26 4. Lee is one of the most well known of Korea’s photographers.

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1 Lee's photographs have been often purchased by or displayed in many museums,  
2 galleries and corporations around the world including the J. Paul Getty Museum in  
3 Los Angeles, the Kiyosato Museum of Photographic Art in Japan, Air France in  
4 Paris, BES (Banco Espírito Santo) in Lisbon, the Progressive Insurance  
5 Corporation in Cleveland, the Fidelity Investment Group in New York, and the  
6 Statoil Art Collection in Oslo. Lee's artwork has been well known in the global art  
7 industry through numerous exhibitions and other various media exposure in the  
8 U.S., France and other European countries.

9           5.     On information and belief, Defendant is a limited company  
10   organized under the laws of England. Defendant does business in this judicial  
11   district under the name “Mary Katrantzou” and sells good in this judicial district at  
12   <https://www.marykatrantzou.com>.

## **JURISDICTION AND VENUE**

14               6.     This Court has exclusive, subject matter and supplemental  
15 jurisdiction under 28 U.S.C. § 1338(a) (original jurisdiction over copyrights and  
16 trademarks; no state court jurisdiction over copyright actions).

17                   7.     Venue is proper in this judicial district under 28 U.S.C. §§  
18 1391(b) and (c) because Defendant transacts business within this district and offer  
19 for sale in this district products that infringe Lee's copyrights.

## **INTRADISTRICT ASSIGNMENT**

21                   8.     This is an Intellectual Property Action to be assigned on a  
22 district-wide basis pursuant to Civil Local Rule 3-2(c).

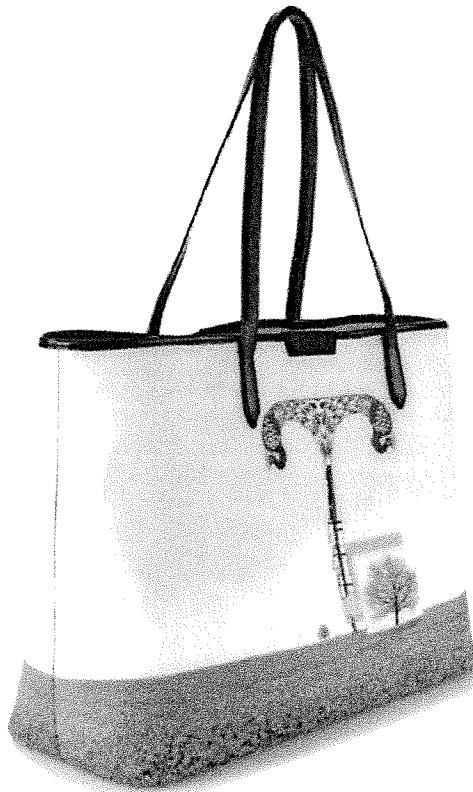
Case 4:15-cv-04819-KAW Document 1 Filed 10/19/15 Page 4 of 10

## INFRINGEMENT OF LEE'S WORKS

2           9.     Defendant has not had permission from Lee, and has not  
3 compensated Lee, for goods that are currently sold on Defendant's websites that  
4 are clear derivative images of images created by Lee, and that are protected by  
5 U.S. Copyright Registration No. VA0001968065.

6                   10. Screenshots of these derivative images on Defendant's website  
7 and third party websites that are selling Defendants' goods are attached to this  
8 Complaint, all of which were still on display as of the time of the filing of this  
9 Complaint.

<sup>10</sup> *Image of Mary Katrantzou bag being sold on “matchesfashion.com”*<sup>1</sup>



<http://www.matchesfashion.com/products/Mary-Katrantzou-T-Melina-coated-canvas-tote-1014222>

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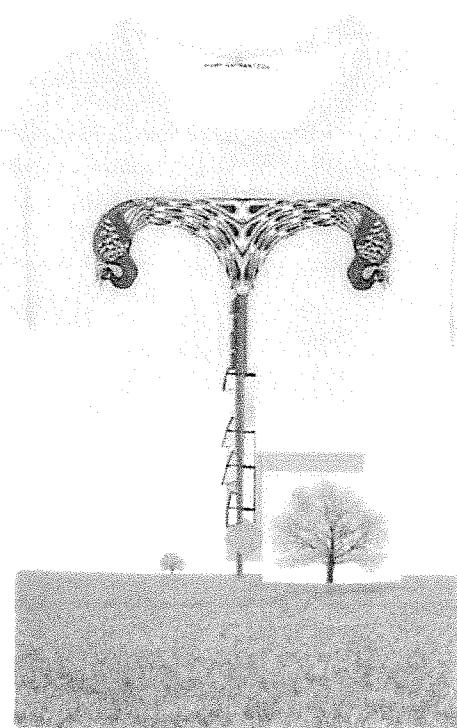
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*Image of Mary Katrantzou bag on "matchesfashion.com"*

Case 4:15-cv-04819-KAW Document 1 Filed 10/19/15 Page 6 of 10

1                   *Image of tshirt on Mary Katrantzou website*<sup>2</sup>  
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<sup>2</sup> <https://www.marykatrantzou.com/shop/marys-a-to-z/t-for-tree-t-shirt?search=true>

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**CLAIMS FOR RELIEF**

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**COUNT I**

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**(Copyright Infringement against all Defendants)**

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**(17 U.S.C. § 501, *et seq.*)**

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11. Lee incorporates by reference and realleges the allegations set forth in paragraphs 1 through 10 above.

9

12. At all times relevant hereto, Lee has been the author and owner of the works reproduced, distributed, displayed and subject to derivative creations by Defendant. These reproductions, distributions and displays can be found, without limitation, at <https://www.marykatrantzou.com/>.

13

14. Lee owes a valid copyright to the derivative works now displayed on Defendants' website and attached hereto as Exhibit A, specifically, 15 U.S. Copyright Registration No. VA0001968065. Without authorization, 16 Defendant has created derivative works of these original, creative works protected 17 by this U.S. Copyright Registration Number, reproducing and displaying the 18 derivative works, and are thus infringing the copyright.

19

20. The image protected by U.S. Copyright Registration No. 21 VA0001968065 has protectable elements under U.S. copyright law that have been infringed by Defendant.

22

23. Defendant knew that it had not paid for use of Lee's copyrights, 24 knew it did not have permission to exploit Lee's works or to create derivatives 25 therefrom, and knew its acts constituted copyright infringement. Defendant's conduct was and is willful within the meaning of the Copyright Act.

26

27. As a result of their conduct, Defendant is liable to Lee for copyright infringement pursuant to 17 U.S.C. § 501.

28

29. Lee has been and will continue to be irreparably harmed and

Case 4:15-cv-04819-KAW Document 1 Filed 10/19/15 Page 8 of 10

1 damaged by Defendant's conduct, and Lee lacks an adequate remedy at law to  
2 compensate for this harm and damage.

3           18.    Lee is entitled to recover damages, which include its losses and  
4 any and all profits Defendants have made as a result of its wrongful conduct,  
5 pursuant to 17 U.S.C. § 504.

**COUNT II**

**(False Designation of Origin Under Lanham Act against Defendant)**

## **Lanham Act Section 43(a), 15 U.S.C. § 1125(a))**

9                   19. Lee incorporates by reference and realleges the allegations set  
10 forth in paragraphs 1 through 18 above.

11                   20. Defendants' use of a derivative image of "Tree... #3" to  
12 promote, market or sell its services constitutes false designation of origin pursuant  
13 to 15 U.S.C. § 1125(a). Defendant's use of Tree... #3 is likely to cause confusion,  
14 mistake and deception amongst consumers in that it implies that Lee has given  
15 approval to Defendant to use the image, or that Lee is otherwise associated or  
16 affiliated with Defendant.

17           21. Because Defendant used a derivative image of Tree... #3  
18 without properly paying for any license, and despite knowledge that they had no  
19 ownership over Tree... #3 or any permission to use it, Defendant's infringement  
20 has been and continues to be intentional and willful.

21                   22.    Lee has been and will continue to be irreparably harmed and  
22                   damaged by Defendant's conduct, and Lee lacks an adequate remedy at law to  
23                   compensate for this harm and damage.

24           23. Lee is informed and believes, and on that basis alleges, that  
25 Defendant has gained profits by virtue of its infringement of Lee's intellectual  
26 property and copyright.

27                   24. Lee has also sustained damages as a direct and proximate result  
28 of Defendants' conduct in an amount to be proven at trial.

1           25. Because Defendant's actions have been willful, Lee is entitled  
2 to treble its actual damages or Defendant's profits, whichever is greater, and to an  
3 award of costs, and, this being an exceptional case, reasonable attorneys' fees  
4 pursuant to 15 U.S.C. § 1117(a).

5

6           **PRAYER FOR RELIEF**

7           **WHEREFORE**, Lee asks this Court to enter judgment against  
8 Defendant and against each of Defendant's respective subsidiaries, affiliates,  
9 agents, servants, employees and all persons in active concert or participation with  
10 it, granting the following relief:

11           1. A judgment that Defendant has infringed one or more of Lee's  
12 copyrights;

13           2. An order and judgment preliminary and permanently enjoining  
14 Defendant and its officers, directors, agents, servants, employees, affiliates,  
15 attorneys and all others acting in privity or in concert with them, and their parents,  
16 subsidiaries, divisions, successors and assigns, from further acts of infringement of  
17 Lee's copyrights;

18           3. A judgment awarding Lee all damages adequate to compensate  
19 for Defendant's infringement of Lee's copyrights;

20           4. A judgment awarding Lee Defendant's profits that have been  
21 made as a result of Defendant's wrongful conduct;

22           5. A judgment that Defendant has engaged in false designation of  
23 origin and violated Lee's rights under 15 U.S.C. § 1125(a);

24           6. That Defendant and its agents, officers, employees,  
25 representatives, successors, assigns, attorneys and all other persons acting for,  
26 with, by through or under authority from them, and each of them, be preliminarily  
27 and permanently enjoined from: (a) using Lee's copyrights; or (b) selling any  
28 goods or services that imitate or are confusingly similar to or in anyway similar to

Case 4:15-cv-04819-KAW Document 1 Filed 10/19/15 Page 10 of 10

1 Lee's copyrights, or that are likely to cause confusion, mistake, deception, or  
2 public misunderstanding as to the origin of Defendant's products or its  
3 connectedness to Lee;

4           7. That Defendant be required to file with the Court and serve on  
5 Lee within thirty (30) days after entry of the Injunction, a report in writing under  
6 oath setting forth in detail the manner and form in which Defendants have  
7 complied with the Injunction;

8           8. Any other remedy to which Lee may be entitled, including all  
9 remedies provided for in 17 U.S.C. §§ 502-505;

10                   9. Any other remedy to which Lee may be entitled, including all  
11 remedies provided for in 17 U.S.C. § 1117, including treble damages and costs of  
12 suit and attorneys' fees;

13                   10. Any other remedy to which Lee may be entitled under  
14 applicable law.

## TRIAL BY JURY DEMANDED

18 Pursuant to Federal Rule of Civil Procedure 38 and Civil Local Rules 3-6, Plaintiff  
19 hereby demands a jury trial on all issues so triable.

Respectfully submitted,

21 | Dated: October 19, 2015

## COMAR LAW

By /s/ Inder Comar  
D. Inder Comar  
Attorney for Plaintiff  
MYOUNG HO LEE



Case 4:15-cv-04819-KAW Document 8 Filed 12/11/15 Page 1 of 2

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

**Northern District of California**

MYOUNG HO LEE.

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**Plaintiff(s)**

V

Civil Action No. 15-cv-04819-KAW

TATOUMIK LIMITED, d/b/a "Mary Katrantzou."

））））

**Defendant(s)**

## SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) TATOUMIK LIMITED, d/b/a "Mary Katrantzou"

190A New N Rd, London N1 7BJ, United Kingdom  
Telephone: 44 20 7704 8809

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: D. INDER COMAR (SBN 243732)

Address: 995 Market Street, 2nd Floor  
San Francisco, CA 94103, United States  
Telephone: (415) 640-5856  
Facsimile: (415) 513-0445  
[inder@comarlaw.com](mailto:inder@comarlaw.com)

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 12/11/2015

12/11/2015



*CLERK OF COURT*  
*Susan Y. Soong*

John Pierce

*Signature of Clerk or Deputy Clerk*

Case 4:15-cv-04819-KAW Document 8 Filed 12/11/15 Page 2 of 2

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 15-cv-04819-KAW

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_.

- I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 on *(date)* \_\_\_\_\_; or
- I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 on *(date)* \_\_\_\_\_; or
- I returned the summons unexecuted because \_\_\_\_\_; or
- Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0 \_\_\_\_\_.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_ *Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:



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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

4

MYOUNG HO LEE,  
Plaintiff,  
v.  
TATOUMIK LIMITED,  
Defendant.

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Case No. 15-cv-04819-KAW

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**ORDER SETTING INITIAL CASE  
MANAGEMENT CONFERENCE  
AND ADR DEADLINES**

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IT IS HEREBY ORDERED that this action is assigned to the Honorable Kandis A. Westmore . When serving the complaint or notice of removal, the plaintiff or removing defendant must serve on all other parties a copy of this order, the Notice of Assignment of Case to a United States Magistrate Judge for Trial, and all other documents specified in Civil Local Rule 4-2. Plaintiffs or removing parties must file a consent or declination to proceed before a magistrate judge within 14 days of the filing of the complaint or the removal. All other parties must file a consent or declination within 14 days of appearing in the case. All parties who have made an appearance must file a consent or declination within 7 days of the filing of a dispositive motion or the case will be reassigned to a district court judge. Counsel must comply with the case schedule listed below unless the Court otherwise orders.

IT IS FURTHER ORDERED that this action is assigned to the Alternative Dispute Resolution (ADR) Multi-Option Program governed by ADR Local Rule 3. Counsel and clients shall familiarize themselves with that rule and with the material entitled "Dispute Resolution Procedures in the Northern District of California" on the Court ADR Internet site at <http://www.cand.uscourts.gov/adr>. A limited number of printed copies are available from the Clerk's Office for parties in cases not subject to the court's Electronic Case Filing program (ECF).

IT IS FURTHER ORDERED that plaintiff or removing defendant serve upon all parties

1 the brochure entitled "Consenting To A Magistrate Judge's Jurisdiction In The Northern District  
2 Of California", additional copies of which can be downloaded from the court's Internet website:  
3 <http://www.cand.uscourts.gov>.

CASE SCHEDULE – ADR MULTI-OPTION PROGRAM		
Date	Event	Governing Rule
10/19/2015	Complaint Filed	
12/29/2015	<p>*Last day to:</p> <ul style="list-style-type: none"><li>• meet and confer re: initial disclosures, early settlement, ADR process selection, and discovery plan</li></ul>	<u>FRCivP 26(f) &amp; ADR L.R.3-5</u>
	<ul style="list-style-type: none"><li>• file ADR Certification signed by Parties and Counsel (form available at <a href="http://www.cand.uscourts.gov">http://www.cand.uscourts.gov</a>)</li></ul>	<u>Civil L.R. 16-8(b) &amp; ADR L.R. 3-5(b)</u>
	<ul style="list-style-type: none"><li>• file either Stipulation to ADR Process or Notice of Need for ADR Phone Conference <a href="http://www.adr.cand.uscourts.gov">http://www.adr.cand.uscourts.gov</a> (form available at <a href="http://www.cand.uscourts.gov">http://www.cand.uscourts.gov</a>)</li></ul>	<u>Civil L.R. 16-8(c) &amp; ADR L.R. 3-5(b)</u>
1/12/2016	Last day to file Rule 26(f) Report, complete initial disclosures or state objection in Rule 26(f) Report and file Case Management Statement per Standing Order re Contents of Joint Case Management Statement (also available at <a href="http://www.cand.uscourts.gov">http://www.cand.uscourts.gov</a> )	<u>FRCivP 26(a) (1) Civil L.R. 16-9</u>
1/19/2016	<p>INITIAL CASE MANAGEMENT CONFERENCE (CMC) at 1:30 PM in:</p> <p>Ronald Dellums Federal Building 1301 Clay Street Oakland, CA 94612</p>	<u>Civil L.R. 16-10</u>

24 \* If the Initial Case Management Conference is continued, the other deadlines are continued accordingly.  
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